



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Fen-Chung Kung et al

Serial No.: 09/475,141

Filed: 12/30/1999

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Attorney Docket No: 1999-0353

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:Art Unit: 2667

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:Examiner: Yao, Kwang Bin

Title: **BROADBAND CABLE TELEPHONY NETWORK ARCHITECTURE IP
ITN NETWORK ARCHITECTURE REFERENCE MODEL**

COMMISSIONER FOR PATENTS
WASHINGTON D.C. 20231

SIR:

INFORMATION DISCLOSURE STATEMENT

In accordance with 37 CFR 1.97, the enclosed Information Disclosure Statement is submitted for consideration in the above-identified application. Copies of the cited references are enclosed herewith.

This Information Disclosure Statement is being filed before the mailing of a first Office action after the filing of a request for continued examination. Accordingly, pursuant to the provisions of 37 CFR 1.97(b)(4), it is believed that **no fee is due**.

In the event that a fee is due, please charge it to **Deposit Account No. 502186**.

Statement of Relevance

The cited references are published International Applications corresponding to issued Canadian patents (2,289,455 and 2,253,657) that were cited by the Canadian Intellectual Property Office (CIPO) in the course of the prosecution in the CIPO of a patent application corresponding to the present application.

The examiner in the CIPO made the following statements as to the teachings of the Eastep and Tönnby references:

Eastep et al. disclosed a system and method for routing telephone calls, data, and other multimedia information through a hybrid network, the hybrid network comprising optical fiber, digital subscriber line (DSL), and/or coaxial cable (CATV).

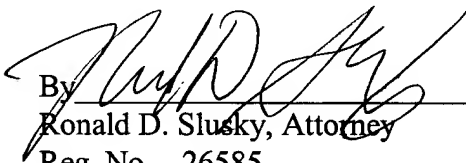
Tönnby et al. disclosed a method and system for simultaneous datacom and telephone traffic via a television distribution network (CATV) from a network terminal to telecommunications service providers.

And in rejecting certain claims in the Canadian application, the examiner made the following additional statements as to the teachings of the Eastep and Tönnby references:

Eastep et al. taught a two-way communication system for providing voice and multimedia calls using Internet Protocol over a broadband, high-speed hybrid packet network. Eastep et al. suggest that cable modems may assist in the provision of good quality IP telephony. Eastep et al. further taught that the communication system utilize [sic] the Signaling System Seven (SS7) and includes a billing system. Tönnby et al. taught a hybrid fiber-coaxial cable network capable of providing voice and multimedia calls using Internet Protocol.

The presentation herein by the above statements by the examiner in the CIPO is made pursuant to applicants' duty of disclosure and is not intended to be an admission by applicants as to the correctness of those statements or as to the relevance of either of the references to applicants' invention.

Respectfully,
Fen-Chung Kung et al

By 

Ronald D. Slusky, Attorney
Reg. No. 26585
Phone 732-249-0900

Law Office of Ronald D. Slusky
P. O. Box 4378
Highland Park, New Jersey 08904
Date: 06/03/2004

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| Sheet | 1 | of | 1 |
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Complete if Known

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| Application Number | 09/475,141 |
| Filing Date | 12/30/1999 |
| First Named Inventor | Fen-Chung Kung |
| Group Art Unit | 2667 |
| Examiner Name | YAO, Kwang Bin |
| Attorney Docket Number | 1999-0353 |

U.S. PATENT DOCUMENTS

[illegible]

FOREIGN PATENT DOCUMENTS

| Examiner Initials* | Cite No. ¹ | Foreign Patent Document | | | Name of Patentee or Applicant of Cited Document | Date of Publication of Cited Document MM-DD-YYYY | Pages, Columns, Lines, Where Relevant Passages or Relevant Figure Appears | T ² |
|--------------------|-----------------------|-------------------------|----------------------|------------------------|---|---|---|--------------------------|
| | | Office ² | Number (if known) | Kind Code ² | | | | |
| | | PCT | WO 98/34391 | | Eastep et al | 08/06/1998 | | <input type="checkbox"/> |
| | | PCT | WO 97/47127 | | Tönnby et al | 12/11/1997 | | <input type="checkbox"/> |
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**Examiner
Signature**

Date
Considered

*EXAMINER: Initial if referenced considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² See attached Kinds of U.S. Patent Documents. ³ Enter Office that issued the document, by the two letter code (WIPO Standard ST.3). ⁴ For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵ Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶ Applicant is to place a check mark here if English language Translation is attached.